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DID IT EVER OCCUR TO YOU THAT A . . .

# Hall's Safe

WAS THE CHEAPEST INSURANCE?

Your books and papers are very valuable assets—in case of fire they give you an inventory. Your settlements with the insurance companies are based very largely on the records they preserve.

Knowing these facts, it behooves you to buy the BEST SAFE you can find. A small saving in the price of a safe may risk hundreds or possibly thousands of dollars through your failure to get a

**FIRE PROOF  
SAFE**

ALWAYS USE A . . .

**Hall's Safe.**

OUR RECORD OF ALMOST SIXTY YEARS (1840 to 1901) PROVES OUR POSITION.

## Pacific Hardware Co., Ltd.

AGENTS FOR THE HAWAIIAN ISLANDS.

AN INVOICE OF THESE SAFES JUST TO HAND.

## Planters, Attention!

## Japanese Provisions and Canned Goods

Can be had at

## Iwakami

HOTEL STREET

At the very lowest rates. WRITE FOR PRICES.

## Sanitary Plumbing

AND

SEWER CONNECTIONS A SPECIALTY

## Cornice and Galvanized Iron Work

AT

**JOHN NOTT, 85 KING ST., TEL. BLUE 31**

## The Kash Co., Ltd.

## Boys' Furnishings

ADVANCED SPRING STYLES

HATS, CAPS, SHIRTS, CUFFS, BLOUSES, TIES, HOSIERY, UNDERWEAR, as well as every other requisite for the complete outfitting of boys. We make the clothing of children one of our leading specialties, and you will find at our establishments correct styles in the latest variety, and at the lowest prices.

IF THE SHIRT does not fit, you are painfully reminded of it. If it does not more than likely you got it here.

DRESS SUITS TAILOR MADE, look well, \$75.00; Dress Suits, OUR look well, \$37.50. Which will you wear? The tailor's, or ours?

## The Kash Co., Ltd.

TWO STORES, TWO STOCKS.

TWO TELEPHONES:

P. O. Box 553. Main 96 and Main 367.

23 and 27 Hotel Street, and Corner of Fort and Hotel Streets.

## PETITION REFUSED.

## Kahookano's Heirs Protected From Fraud.

## AUTHORITY TO CONVEY IS DENIED

Decision of Court Refuse Hawaiian Trust and Investment Cos. Its Request.

In the matter of the guardianship of the children of J. K. Kahookano, deceased, in which the guardian, Hawaiian Trust and Investment Company, petitions for authority to convey real estate, the Judge of the First Circuit Court yesterday rendered decision, refusing the authority petitioned for.

The following is the decision: "This is a petition filed by the Hawaiian Trust and Investment Company as guardian of the above named minors. J. K. Kahookano, was seized and possessed at the time of his decease, of certain real estate in the petition described; that said real estate was conveyed to said J. K. Kahookano by deeds of Hoopili and Haaheo, dated May 10, 1896, and May 18, 1896, respectively, and in each of said deeds the grantee, Kahookano, is described as 'trustee'; but the nature, character, term and duration of the trust, if any there be, is not set forth; that the petitioner fully believes from the representations of the Honolulu Plantation Company that said Kahookano held no beneficial interest in the aforesaid real property at the time of his death, but that all the equitable title thereto resided and now resides in the Honolulu Plantation Company, a foreign corporation; that petitioner believes that the Honolulu Plantation Company advanced all the money used by the said Kahookano, deceased, in purchasing said real estate, and that he took title thereto as trustee temporarily in order not to prejudice the interests of the said company in other contemplated purchases of neighboring land; that the legal title to said property is in the above named minors as heirs-at-law of said Kahookano. The petition further alleges that the Honolulu Plantation Company has filed its bill of complaint against the petitioner as guardian, and its wards above mentioned, for the purpose of having them declared naked trustees of the above mentioned real property for the use and benefit of the said company and for the purpose of having the same conveyed to it in accordance with such trust; that the estate of the minors is small, and that they are solely dependent thereon for their support and education, and that the petitioner desires to proceed with as little expense to them, in reference to the said matter and said suit, as possible. Petitioner then prays that if the Court comes to the same belief that it entertains, that the said minors be declared trustees of said property for the use and benefit of the Honolulu Plantation Company, and that petitioner, as guardian, be authorized to execute a conveyance of the same to the said company in fee simple.

"When the petition was read I expressed doubt as to my authority in a proceeding of this character to grant the relief prayed, but stated that evidence which the petitioner proposed to offer might be received and that the entire matter would be taken under advisement.

"Counsel for petitioner then offered certain documentary evidence, which taken either separately or altogether, strongly tends to show that Kahookano never at any time acquired any beneficial interest in the property mentioned, and that he was selected as a mere conduit through which the legal and the equitable title should flow to the Honolulu Plantation Company. But it can matter not how clear, certain, positive and convincing testimony may be in a particular case, if the Court is without jurisdiction to hear and determine the res. It would not make the slightest difference that the testimony were overwhelming, or even that the allegations that of the declaration were confessed in an assumed suit instituted in chancery, the Court would yet be without jurisdiction to hear and determine, and any judgment which it might assume to render would be void. This case is hardly a precedent in the history of the law, yet some of the underlying principles are the same, and all that can be expected in any case is that the principle be developed.

"While satisfied beyond question that the petitioner, guardian, in this matter has acted in the utmost good faith, inspired by the very commendable desire to save its wards the cost and expense of defending a suit which, in its judgment, they cannot defeat, I yet think that any practice which tends to encourage the divesting of the apparent legal title to real estate out of infants and of vesting the same in another or others, upon a purely ex parte and in camera proceeding is not to be tolerated. Such practice is, I believe, without a precedent in chancery, and I am unwilling to pioneer in blazing trees or making a bridge path which may at some time in the future enable unscrupulous or imprudent guardians to easily reach a highway in which, through collusion or lack of discretion, duty or want of judgment, the real estate of their wards may be vested in others without consideration and without a contest. No decree pro confesso can be rendered against an infant, nor can an infant be bound by any admission which he may make in chancery. While his proceeding to develop the real facts in this case than a contest in a court of justice conducted in an aggressive manner with both parties constantly on their mettle, and such a contest is to be encouraged, the divesting of the property interests of a minor are at stake, and this proceeding would divest the Kahookano minors of an apparent title to real estate, yet they are not even parties thereto, either as plaintiffs or defendants. The

petition is that of guardian alone. See Meek vs. Houghtalling, 7 Haw. 750. "I am satisfied that I am without authority—jurisdiction to grant the prayer of the petition, and accordingly that it be dismissed, and direct that the guardian defend the suit in equity instituted by the Honolulu Plantation Company against its wards."

STINGY EXPOSITION VISITORS.

"It is a remarkable fact that any one ward in Philadelphia—you might almost say any division of one ward—contributes more to charity in one week than the Paris exposition did during its entire run," said a young man of the Quaker City who has just returned from the French capital. "When the exposition was opened boxes were placed all through the grounds, embellished with signs in various languages, setting forth the fact that the contents would be devoted to charity. Millions of people visited the exposition and must have seen these boxes, for they were conspicuously displayed. They were not examined until after the close of the exposition; and how much do you suppose they all contained? Less than \$12! That's a fine record for charity, isn't it?"

## DRIVING INTO DENSE CROWDS

Incidents at Oceanic Wharf Which Might Have Cost Life or Limb.

Better police control should be exercised about the docks upon the arrival and departure of steamers. Last night when the Sonoma left the wharf was thronged with hundreds who were there to take leave of departing friends and there did not seem to be proper caution exercised by the police to prevent impatient drivers of wagons and trucks from running over women and children. While the crowd was pouring out of the steamer by way of the gang plank the driver of a wagon which was loaded with mail bags started up suddenly, without any kind of warning, the wagon being surrounded by men, women and children, pressed close to it by the crowd. With an angry shout at the horse, the driver jerked at the reins, at the same time turning the wagon so as to back it into position for going in another direction. As the wagon backed the people were thrown against each other and a lady and little girl beside the wagon got between the wheels, the front wheel striking the lady. Had she not been drawn back by friends she would have been thrown to the ground and perhaps run over. As it was her light dress was covered with mud. The driver of the wagon whipped up the horse without inquiry as to whether he had done any one harm and drove away at a reckless and dangerous rate. It is true that a certain amount of confusion and crowding must result in the bustle of a steamer's departure, but the anger of ill-tempered drivers should not be allowed to endanger life and limb, as was the case last night.

## Corporation Notices.

### NOTICE

PAIA SUGAR COMPANY.

A SPECIAL MEETING OF THE stockholders of the Paia Sugar Company is called for Wednesday, March 20th, at 9 a. m., at the office of Alexander & Baldwin, Ltd., to consider amendments to the by-laws and such other business as may come before the meeting.

J. B. ATHERTON, Secretary Paia Sugar Co. Honolulu, March 11, 1901. 5803

### NOTICE.

HAIKU SUGAR COMPANY.

A SPECIAL MEETING OF THE stockholders of the Haiku Sugar Company is called for Tuesday, March 19th, at 9 a. m., at the office of Alexander & Baldwin, Ltd., to consider amendments to the by-laws and such other business as may come before the meeting.

J. B. ATHERTON, Secretary Haiku Sugar Co. Honolulu, March 11, 1901. 5802

### KAHUKU PLANTATION NOTICE.

AT THE ADJOURNED ANNUAL meeting of the Kahuku Plantation Company, held March 8th, the following directors were elected by the stockholders: J. B. Castle, C. Bolte, W. R. Castle, J. P. Cooke and W. R. Castle, Jr. The Board of Directors in meeting then elected the following officers:

J. B. Castle, President.  
J. P. Cooke, Vice President.  
W. R. Castle, Jr., Secretary.  
C. Bolte, Treasurer.  
W. R. Castle, Director.  
W. G. Taylor, Auditor.  
W. R. CASTLE, JR., Secretary. 5801

### ELECTION OF OFFICERS.

AT THE ADJOURNED ANNUAL meeting of the S. N. Castle Estate, Ltd., held in Honolulu, March 9th, the following officers were elected for the ensuing year:

W. R. Castle, President.  
Mrs. Mary Castle, Vice President.  
G. P. Castle, Secretary.  
L. Tenney Peck, Treasurer.  
Mrs. Harriet Castle Coleman, Auditor. 5801

### CORPORATION NOTICE.

AT THE ADJOURNED FIRST ANNUAL meeting of J. D. Neal & Co., Ltd., held at the office of the company at Koloa, Kauai, March 2, 1901, the following named officers were elected:

J. D. Neal, President.  
J. E. Conant, Vice President.  
H. D. Wishard, Secretary.  
J. K. Farley, Treasurer.  
J. K. Burkett, Auditor. The above named officers also constitute the Board of Directors.

H. D. WISHARD, Secretary J. D. Neal & Co., Ltd. Koloa, Kauai, March 2, 1901. 5801

### McBRYDE SUGAR CO., LTD

THE ANNUAL MEETING OF THE McBryde Sugar Co., Ltd., will be held in the office of the Chamber of Commerce at 10 a. m., on Friday, March 22d.

The stock transfer books will be closed between the 7th and 22d instants. GEORGE F. DAVIES, Secretary. 5801



F. J. LOWREY, President.  
C. D. CHASE, Vice President and Manager.  
ARTHUR B. WOOD, Treasurer.  
J. A. GILMAN, Secretary.  
E. P. DOLE, Auditor.

## WE HAVE FOR SALE

Houses on

Keeaumoku Street  
Pensacola Street  
Beretania Street  
Wilder Avenue

And elsewhere. Prices range from \$7,000 to \$20,000. Also business property.

## Island Realty Co.

1200 -:- 1200

## LOTS

IN KAPIOLANI TRACT For Sale.

THE KAPIOLANI TRACT extends from King street to the beach. A road of 60 feet width will be opened on the east side of the property adjoining the Kamehameha Girls' School; said road will extend to the sea.

CROSS ROADS will be opened between blocks. Every lot will have a frontage on a road. The elevations varies from 40 feet high to 10 feet high above sea level.

NO SWAMPS around the premises. No freshet will enter the property.

THERE IS AN OFFER to buy a part of the property by a great manufacturing company. The chances are the offer may be accepted. There is every reason to believe the prices of lots will increase in a short time. The owner of the property will give all chances to purchasers to make money on their investments.

THE GROUND IS SUPERIOR to any tract in the market.

THE PREMISES are situated within one mile and a half from the post-office.

THE GOVERNMENT WATER PIPES are laid along the upper portion of the property.

THE PRICES are the cheapest of any tract within two miles from the center of the city.

THE TERMS which will be given to purchasers will be the best ever gives by any Real Estate Dealer or Broker during the last twenty years in Honolulu.

FOR TERMS or more particulars apply to

## S. M. KANAKANUI,

SURVEYOR AND MANAGER OF KAPIOLANI TRACT CO.

OR TO

## W. C. AGHI & CO.,

REAL ESTATE DEALERS AND BROKERS. Room 27 Campbell Block. February 8, 1901.

## TO LEASE.

FOR A TERM OF YEARS, A piece of land fronting on South street, and running through to Chamberlain street, the frontage on each of said streets being 140 feet, and having a depth of 140 feet.

This property is suitable for the erection of warehouses and stores. For terms, apply to the KAPIOLANI ESTATE, LTD. 5794

Read the Daily Advertiser, 75 cents per month.

### A PROPOSAL BY WIRE.

Until within the past two weeks Alexis E. Frye was superintendent of schools in Cuba. A few days ago he arrived in New York. A dark-eyed senorita accompanied him. Six months ago one did not know of the existence of the other. They met when she became one of the party of Cuban girls to visit the United States. He was smitten with her charms and the novelty of his proposal is fully equalled by her reply of acceptance. It is the story in Cuba that on November 5, the day the constitutional convention met in Havana, Mr. Frye sent a telegram to Senorita Maria Teresa Arruabarrena, which read: "I know that you are an anti-annexationist, but I wish very much to annex a small part of Cuba. What do you say?" The reply which was flashed back was as sparkling as the girl's dark eyes. "I cannot be annexed," she said, "but I will be happy to accept a protectorate." They are on their wedding tour now.

Several members of the South Canterbury Acclimatization Society recently visited a bush reserve of 800 acres at the foot of the Hunter Hills, N. Z., and came to the conclusion that the reserve would be suitable for the liberation of wallabies and opossums.

### MORTGAGEE'S NOTICE OF INTENTION OF FORECLOSURE AND OF SALE.

Notice is hereby given that pursuant to the power of sale contained in that certain mortgage dated January 14, 1899, made by C. H. Patzig, of Honolulu, Island of Oahu, Territory of Hawaii, as mortgagor, to John Radin, of said Honolulu, as mortgagee, and recorded in the Registry of Conveyances in said Honolulu in liber 187, on pages 263 and 264, the mortgagee intends to foreclose the said mortgage for condition broken, to wit, the non-payment of principal and interest when due.

Notice is likewise given that the property conveyed by the said mortgage will be sold at public auction at the auction rooms of James F. Morgan, Queen street, Honolulu, on Saturday, the 30th DAY OF MARCH, 1901, at 12 o'clock noon.

The property covered by said mortgage consists of all that piece or parcel of land situated near Punahou, at the corner of Metcalf street and Beckwith street, in said Honolulu, and described as follows:

Starting at the corner or intersection of the western side of Metcalf street, with the southern side of Beckwith street, and thence running:

1st—South 75° 40' west one hundred and twenty-seven (127) feet along this said Metcalf street;

2d—North 54° 50' west on a line parallel to Beckwith street, towards the west, seventy (70) feet, along land belonging to A. Marques;

3d—On a line perpendicular to this above last, along the boundary of a lot belonging to said A. Marques, one hundred (100) feet up to its intersection with said Beckwith street;

4th—Along same Beckwith street south 54° 50' east, one hundred and fifty (150) feet easterly down to starting point, containing an area of 11,000 square feet, more or less, being a part of the land described in Royal Patent 1945, and conveyed to C. H. Patzig by deed of said John Radin, dated the 14th day of January, 1899, recorded in the Registry Office, Oahu, in liber 183, page 204.

Together with all the rights, easements, privileges and appurtenances thereunto belonging.

Terms: Cash, United States gold coin; deeds at expense of purchaser.

For further particulars, apply to Holmes & Stanley, attorneys for mortgagee. Dated Honolulu, March 7, 1901. 5799

### MYSTIC LODGE, NO. 2, K. OF P.

MYSTIC LODGE NO. 2, K. OF P., will hold an important meeting tonight, March 13, 1901, in their Castle Hall, Fort street, at 7 o'clock. Work in the Second Rank. All brothers of the lodge and members of Oahu Lodge and sojourning brothers are requested to be present. Prompt attendance is desired. By order of

H. J. GALLAGHER, C. C.  
A. E. MURPHY, P. C.  
K. of R. & S.

### MEETING NOTICE.

THE ADJOURNED ANNUAL meeting of the stockholders of the Inter-Island Steam Navigation Co., Ltd., will be held at the office of the company, Queen street, on Monday, March 25, 1901, at 10 o'clock a. m.

C. H. CLAPP, Secretary. Honolulu, March 12, 1901. 5803

### NOTICE

THE ANNUAL MEETING OF THE Honolulu Cricket Club will be held in the Scottish Thistle Club rooms on Wednesday evening, March 13, at 8 p. m. All members are requested to be present. 5800 J. H. CATTON, Secretary.